

MONDAY, APRIL 12, 1999
NINTH LEGISLATIVE DAY
FIRST EXTRAORDINARY SESSION

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Boyer.

Representative Boyer led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative McAfee; illness.

MESSAGE FROM THE SENATE
April 12, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 39; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 39 -- Memorials, Personal Achievement - Wanda Walker, 1999 Tennessee Mother of the Year. by *Atchley.

MESSAGE FROM THE SENATE

April 12, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 41; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 41 -- Memorials, Personal Occasion - Walter and Anna Durham, 50th wedding anniversary. by *Graves, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 13, 1999:

House Resolution No. 16 -- Memorials, Public Service - Pinewood Heights Elementary School. by *Williams (Williamson), *Sargent.

House Resolution No. 17 -- Memorials, Recognition and Thanks - Dot Polmaroy. by *Williams (Williamson).

House Resolution No. 18 -- Memorials, Retirement - Mary Fisher Landrum. by *Mumpower.

House Resolution No. 19 -- Memorials, Personal Occasion - Mr. and Mrs. Aaron Lawson, Jr., 67th wedding anniversary. by *Langster, *Pruitt, *Briley, *Garrett, *Jones, S., *Arriola, *West, *Odom, *Robinson, *Harwell.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 13, 1999:

Senate Joint Resolution No. 39 -- Memorials, Personal Achievement - Wanda Walker, 1999 Tennessee Mother of the Year. by *Atchley.

CONSENT CALENDAR

House Resolution No. 14 -- Memorials, Retirement - James Roy Vinson. by *Kent.

House Joint Resolution No. 32 -- Memorials, Recognition and Thanks - Rotary International Group Study Exchange members from France. by *Sargent, *Williams (Williamson).

House Joint Resolution No. 33 -- Memorials, Retirement - C. Douglas Cluck. by *Jackson.

Senate Joint Resolution No. 28 -- Memorials, Retirement - F.H. "Hack" Harbin. by *Atchley, *McNally, *Burchett.

Senate Joint Resolution No. 30 -- Memorials, Sports - 1998-1999 Moore County High School boys' basketball team, TSSAA Class A state champions. by *Cooper.

Senate Joint Resolution No. 32 -- Memorials, Professional Achievement - Hal Denton, Cookville High School Teacher of the Year. by *Burks.

Senate Joint Resolution No. 33 -- Memorials, Death - Ernest "Black Cat" Rasar. by *Crowe, *Haun, *Crowe.

Senate Joint Resolution No. 34 -- Memorials, Academic Achievement - Michael Carter, Valedictorian, Stewart County High School. by *Kurita.

Senate Joint Resolution No. 35 -- Memorials, Recognition and Thanks - Kris Charles Bull. by *Kurita.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Odom moved that the rules be suspended for the purpose of introducing House Resolution No. 15 out of order, which motion prevailed.

House Resolution No. 15 -- Memorials, Retirement - Virgil Deering. by *Odom.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Odom, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Bowers moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 34 out of order, which motion prevailed.

House Joint Resolution No. 34 -- Memorials, Recognition and Thanks - Bishop J. O. Patterson, Jr., Church of God in Christ. by *Bowers.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Bowers, with the request that all members voting aye be added as sponsors, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Turner (Hamilton) moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 35 out of order, which motion prevailed.

House Joint Resolution No. 35 -- Memorials, Recognition and Thanks - J.A. Henry Family YMCA. by *Turner (Hamilton), *Stulce, *Wood, *Sharp, *Brown.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Turner (Hamilton), the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. McDonald moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 41 out of order, which motion prevailed.

Senate Joint Resolution No. 41 -- Memorials, Personal Occasion - Walter and Anna Durham, 50th wedding anniversary. by *Graves, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

On motion, the rules were suspended for the immediate concurrence in the resolution.

MONDAY, APRIL 12, 1999 -- NINTH LEGISLATIVE DAY -- FIRST EXTRAORDINARY SESSION

On motion of Rep. McDonald, with the request that all members voting aye be added as sponsors, the resolution was concurred in.

A motion to reconsider was tabled.

MESSAGE FROM THE GOVERNOR
April 12, 1999

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 1, 2, 3, 4, 6, 7, 8, 9, 11, 12, 13, 14, 16, 17, 18, 19, 20, and 21, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

ENGROSSED BILLS
April 12, 1999

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 32, 33, 34, and 35.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 12, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 22 and 23; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENROLLED BILLS
April 12, 1999

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 22 and 23; also, House Resolution(s) No(s). 14 and 15.

BETTY KAY FRANCIS, Chief Engrossing Clerk.
SIGNED
April 12, 1999

The Speaker signed the following: House Joint Resolution(s) No(s). 22 and 23; also, House Resolution(s) No(s). 14 and 15.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 12, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 22 and 23; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jones S., Jones U., Kent, Kemell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Hargrove, the House recessed until 9:00 a.m., Tuesday, April 13, 1999.